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I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR §1.8 on September 28, 2010:

Name: Sheryl L. Hutchings

Signature: Sheryl L. Hutchings

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Toshiyasu Yabe et al.

Appln. No.: 10/526,114

Filed: November 3, 2005

For: PERMISSION-BASED
ELECTRONIC MAIL
DELIVERY SYSTEM
(as amended)

Attorney Docket No: 9683/231

Examiner: Jaroenchonwanit, Bunjob

Art Unit: 2447

Confirmation No.: 8518

THIRD SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

MAIL STOP ISSUE FEE
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

In accordance with the duty of disclosure under 37 CFR §1.56 and §§1.97-1.98, and more particularly in accordance with 37 CFR §1.97(d), Applicants hereby cite the following reference:

OTHER ART – NON PATENT LITERATURE DOCUMENTS

European Patent Office Communication Pursuant to Article 94(3) EPC issued in EP Application No. 03 791 318.3, issued July 29, 2010, 4 pages.

Applicants are enclosing Form PTO-1449 (one sheet), along with a copy of each listed reference for which a copy is required under 37 CFR §1.98(a)(2). As each of the listed references is in English, no further commentary is believed to be necessary, 37 C.F.R §1.98(a)(3). Applicants respectfully request the Examiner's consideration of the above reference and entry thereof into the record of this application.

By submitting this Statement, Applicants are attempting to fully comply with the duty of candor and good faith mandated by 37 CFR §1.56. As such, this Statement is not intended to constitute an admission that any of the enclosed references, or other

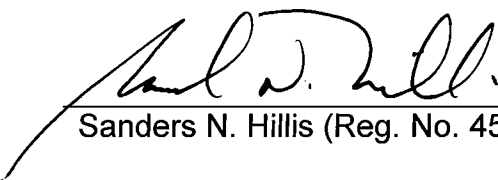
information referred to therein, constitutes "prior art" or is otherwise "material to patentability," as that phrase is defined in 37 CFR §1.56(a).

Applicants certify under 37 CFR §1.97(e)(1) that each item of information in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement (a copy of a European Examination Report dated July 29, 2010, is presently cited. Note that both references cited in the presently cited European Examination Report have been cited in a Second Supplemental Information Disclosure Statement filed September 28, 2010). Applicants have further calculated a processing fee in the amount of \$180.00 to be due under 37 CFR §1.17(p) in connection with the filing of this Information Disclosure Statement. Applicants have authorized charging the fee to a deposit account or credit card, as indicated in the Transmittal accompanying this Information Disclosure Statement.

Respectfully submitted,

SEPT 28, 2010

Date


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